

House Bill 162

By: Representatives Day of the 163<sup>rd</sup>, Stephens of the 164<sup>th</sup>, Bryant of the 160<sup>th</sup>, Amerson of the 9<sup>th</sup>, and Dollar of the 45<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 46-5-25 of the Official Code of Georgia Annotated, relating to  
2 transmission of unsolicited commercial facsimile messages, so as to change certain  
3 provisions regarding disconnection of telephone service of certain violators; to repeal  
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 46-5-25 of the Official Code of Georgia Annotated, relating to transmission  
8 of unsolicited commercial facsimile messages, is amended by striking subsection (e) and  
9 inserting in its place a new subsection (e) to read as follows:

10 "(e) The commission is charged with the responsibility of civil enforcement of this Code  
11 section and the commission shall require local exchange companies to file with the  
12 commission appropriate tariff revisions to implement this subsection. Any person who  
13 violates the provisions of this Code section shall be subject to immediate disconnection of  
14 telephone service for a period of six months ~~if the violation does not cease within ten days~~  
15 ~~from the date of notification to such person~~ by the local exchange company upon  
16 presentation of the unsolicited facsimile message by the person who received such  
17 unsolicited facsimile message; and the tariff revisions filed by local exchange companies  
18 shall provide for ~~the giving of such notification by local exchange companies and for such~~  
19 disconnection of service."

20 **SECTION 2.**

21 All laws and parts of laws in conflict with this Act are repealed.